

**TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE**



**FISCAL NOTE**

**SB 1054 - HB 1639**

February 27, 2011

**SUMMARY OF BILL:** Limits plaintiff's ability in personal injury action to introduce evidence of medical costs to medical expenses actually paid by the defendant or the defendant's insurer, rather than amount charged, if bills are paid by the defendant or the defendant's insurer within 30 days of receiving a copy of the bills and a written demand for payment. Failure of the defendant or defendant's insurer to pay medical bills in this manner entitles a prevailing plaintiff to recover pre-judgment interest for all medical costs recovered.

**ESTIMATED FISCAL IMPACT:**

**NOT SIGNIFICANT**

Assumptions:

- Limiting liability for medical costs will not have a significant impact on the case loads of trial or appellate courts.
- No significant impact on recovery of TennCare expenditures in third-party subrogation claims.

**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in blue ink that reads "James W. White".

James W. White, Executive Director

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